IN THE HIGH COURT OF BOMBAY AT GOA

CRIMINAL REVISION APPLICATION NO. 40 OF 2007

SIDHESH ANANT DHARGALKAR AND 6 ORS., ... Petitioners

Versus

STATE OF GOA THROUGH POLICE INSPECTOR PERNEM ... Respondent

Mr. S. G. Dessai, Senior Advocate with Mr. Siddharth Kalshavkar, Advocate for the Applicants.

Mr. C. A. Ferreira, Public Prosecutor for the State/Respondent.

Coram:- N. A. BRITTO, J.

Date:- 13th July, 2007

P.C.:-

Heard the learned Senior Counsel on behalf of the applicants and Mr. C. A. Ferreira, the learned Public Prosecutor on behalf of the State/Respondent.

The applicants were arrested in Crime No.92 of 2007 under Sections 143, 147, 148, 341, 326, 307 r/w 149 I.P.C. They were in Police custody from 27-6-2007 and as stated on their behalf, they have been in judicial custody from 11-7-2007. They approached the Court of Sessions for bail but the bail application was rejected by Order dated 6-7-2007.

Although, the present application had been filed as Criminal Revision Application, the same can be treated as an application for bail, and disposed off accordingly.

The medical certificates show that Krishna Talawnekar and Shankar Talawnekar, both brothers had injuries on their heads. The former had an injury with fracture on the left frontal bone while the latter had concussive head injury with fracture. Both the injuries are stated to have been caused with the assault with a glass bottle and a steel pipe.

The investigations are stated to have been completed. Considering the facts of the case, this is not a case where bail could be denied to the applicants. Hence, the application is granted, each of the applicants shall be released upon execution of a bond of Rs.10,000/- with one surety in the like amount to the satisfaction of the learned Sessions Judge, Panaji and with a condition that the applicants should not interfere directly or indirectly with the investigations of the case including the witnesses whose statements have been recorded.

Expedited authenticated copy of the order be given to the learned Counsel for the applicants.

N. A. BRITTO, J.

RD.